



JC10 Rec'd PTO 03 AUG 2005

Docket No.: 4497-002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4

In re Application of

Marco CARDINALE

U.S. Patent Application No. 10/522,020

Filed: January 21, 2005

For: EXERCISE APPARATUS

Confirmation No. 2045

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Missing Parts of Application dated July 27, 2005, the period for response to which is set to expire on September 27, 2005. Submitted herewith are the following:

- Executed Declaration and Power of Attorney
- Late Declaration Surcharge: \$ 65.00
- Assignment: \$ 40.00
- Copy of Notice to File Missing Parts

Attached hereto is a credit card payment form in the amount of \$ 105.00, which covers the fees for the above listed items. Please charge any deficiencies in the enclosed fees to

08/08/2005 GFREY1 00000067 10522020

01 FC:2617

65.00 DP

Deposit Account 07-1337 and direct any inquiries in connection with this application directly to the undersigned.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

A handwritten signature in cursive script that reads "Kenneth M. Berner".

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August 3, 2005

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UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,020	Marco Cardinale	4497-002

INTERNATIONAL APPLICATION NO.

PCT/GB03/03258

LA. FILING DATE

PRIORITY DATE

07/22/2003

07/22/2002

22429

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CONFIRMATION NO. 2045

371 FORMALITIES LETTER



OC000000016617997

Date Mailed: 07/27/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/21/2005
- Copy of the International Search Report filed on 01/21/2005
- Copy of IPE Report filed on 01/21/2005
- Preliminary Amendments filed on 01/21/2005
- Information Disclosure Statements filed on 01/21/2005
- U.S. Basic National Fees filed on 01/21/2005
- Priority Documents filed on 01/21/2005

RECEIVED

JUL 29 2005

Lowe, Hauptman, & Berner

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

DOCKETED BY: *MA*
DUE DATE: *9-27-05*
MISSING PARTS

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE

DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,020	PCT/GB03/03258	4497-002

FORM PCT/DO/EO/905 (371 Formalities Notice)